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22701TO FAX NO.: 1-703-308-2571**FAX RECEIVED**ATTENTION: Examiner Jeffrey A. Shapiro

DEC 25 2001

Attorneys at Law
Patents, Trademarks,
Copyrights, FranchisingGroup Art Unit 3651FROM: J.W. McClain**GROUP 3600**1660 Union Street
San Diego, California 92101-2926Number of pages: 7
(including cover page)Phone: (619) 238-0999
Facsimile: (619) 238-0062Date of transmission: December 25, 2001Attorney Docket No.: 7480 PA1CP2**- IMPORTANT CONFIDENTIALITY INFORMATION -**

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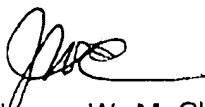
Re: Patent Application Ser No. 09/364,794, filed July 30, 1999, for VACUUM PNEUMATIC SYSTEM FOR CONVEYANCE OF ICE; Inventor(s): J. Eric Berge et al.

Submitted herewith by facsimile are the following papers:

- A. Supplemental Response under 37 C.F.R. § 1.116 [4 pages]
- B. Transmittal Form (PTO/SB/21) [1 page]
- C. Fee Transmittal for FY 2002 (PTO/SB/17) [1 page]
- D. This Facsimile Cover Sheet [1 page]

The Patent and Trademark Office is authorized to charge Deposit Account No. 02-4070 for all fees, if any, associated with submission of this correspondence.

Respectfully submitted,



James W. McClain
Attorney for Applicants
Reg. No. 24,536

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PTO/SB/21 (08-00)


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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/364,794	
	Filing Date	July 30, 1999	
	First Named Inventor	J. Eric Perge	
	Group Art Unit	3651	
	Examiner Name	Jeffrey A. Shapiro	
Total Number of Pages In This Submission	7	Attorney Docket Number	74801 PA1CP2

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply Supplemental <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Facsimile Transmittal Sheet
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	James W. McClain, Reg. No. 24,536
Signature	
Date	December 25, 2001

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: _____	
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**FEE TRANSMITTAL
for FY 2002**

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 0.00**Complete if Known**

Application Number	09/364,794
Filing Date	July 30, 1999
First Named Inventor	J. Eric Herge
Examiner Name	Jeffrey A. Shapiro
Group Art Unit	3651
Attorney Docket No.	7480 PA1CP2

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit
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FEE CALCULATION**1. BASIC FILING FEE**

Large Entity | Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101 740	201 370	Utility filing fee	
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	

SUBTOTAL (1) (\$) 0.00**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity | Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0.00

**or number previously paid. If greater, For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity | Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65			Surcharge - late filing fee or oath	
127 50	227 25			Surcharge - late provisional filing fee or cover sheet	
139 130	139 130			Non-English specification	
147 2,520	147 2,520			For filing a request for or <i>parte</i> reexamination	
112 920*	112 920*			Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*			Requesting publication of SIR after Examiner action	
115 110	215 55			Extension for reply within first month	
116 400	216 200			Extension for reply within second month	
117 820	217 460			Extension for reply within third month	
118 1,440	218 720			Extension for reply within fourth month	
128 1,980	228 980			Extension for reply within fifth month	
119 320	219 160			Notice of Appeal	
120 320	220 160			Filing a brief in support of an appeal	
121 280	221 140			Request for oral hearing	
138 1,510	138 1,510			Petition to institute a public use proceeding	
140 110	240 55			Petition to revive - unavoidable	
141 1,280	241 640			Petition to revive - unintentional	
142 1,280	242 640			Utility issue fee (or reissue)	
143 480	243 230			Design issue fee	
144 620	244 310			Plant issue fee	
122 130	122 130			Petitions to the Commissioner	
123 50	123 50			Processing fee under 37 CFR 1.17(q)	
128 180	126 180			Submission of Information Disclosure Stmt	
581 40	581 40			Recording each patent assignment per property (times number of properties)	
146 740	246 370			Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370			For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370			Request for Continued Examination (RCE)	
169 900	169 900			Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 0.00**SUBMITTED BY**

Name (Print/Type)

James W. McClain

Registration No.
(Attorney/Agent)

24,536

Complete if applicable

Telephone

619-238-0999

Signature

Date

12/25/01

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of) FOR: VACUUM PNEUMATIC SYSTEM FOR
J. ERIC BERGE ET AL.) CONVEYANCE OF ICE
Serial No.: 09/364,794)
Filing Date: July 30, 1999) Group Art Unit: 3651

SUPPLEMENTAL RESPONSE UNDER 37 C.F.R. § 1.116

Hon. Commissioner for Patents
Washington, D.C. 20231

Attention: Jeffrey A. Shapiro
Examiner

Dear Sir:

This communication is yet further in response to the Office Action designated Paper
No. 14.

Please amend the above-identified patent application as follows:

I hereby certify that this correspondence is being facsimile
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by Fax No. (703) 308-2571

on December 25, 2001

James W. McClain
(Name)

(Signature)

December 25, 2001
(Date of Signature)

[AMDZBERG01.L25]

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